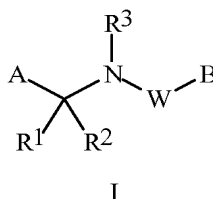


**Amendments to Claims**

1. (Previously presented) A composition for controlling plant diseases caused by fungal plant pathogens comprising:

(a) at least one compound of Formula I, *N*-oxides and agriculturally suitable salts thereof



wherein

A is a substituted pyridinyl ring;

B is a substituted phenyl ring;

W is C=L or SO<sub>n</sub>;

L is O or S;

R<sup>1</sup> and R<sup>2</sup> are each independently H; or C<sub>1</sub>-C<sub>6</sub> alkyl, C<sub>2</sub>-C<sub>6</sub> alkenyl, C<sub>2</sub>-C<sub>6</sub> alkynyl or C<sub>3</sub>-C<sub>6</sub> cycloalkyl, each optionally substituted;

R<sup>3</sup> is H; or C<sub>1</sub>-C<sub>6</sub> alkyl, C<sub>2</sub>-C<sub>6</sub> alkenyl, C<sub>2</sub>-C<sub>6</sub> alkynyl, C<sub>3</sub>-C<sub>6</sub> cycloalkyl, C<sub>2</sub>-C<sub>10</sub> alkoxyalkyl, C<sub>2</sub>-C<sub>6</sub> alkylcarbonyl, C<sub>2</sub>-C<sub>6</sub> alkoxy carbonyl, C<sub>2</sub>-C<sub>6</sub> alkylaminocarbonyl or C<sub>3</sub>-C<sub>8</sub> dialkylaminocarbonyl; and

n is 1 or 2; and

(b) at least one compound selected from the group consisting of  
(b2) compounds acting at the *bc*<sub>1</sub> complex of the fungal mitochondrial respiratory electron transfer site; and optionally at least one compound selected from the group consisting of

(b1) alkylenebis(dithiocarbamate) fungicides;

(b3) cymoxanil;

(b4) compounds acting at the demethylase enzyme of the sterol biosynthesis pathway;

(b5) morpholine and piperidine compounds that act on the sterol biosynthesis pathway;

(b6) phenylamide fungicides;

(b7) pyrimidinone fungicides;

(b8) phthalimides; and

(b9) fosetyl-aluminum.

2.(Original) A composition of Claim 1 in which component (a) is a compound of Formula I wherein

A is a pyridinyl ring substituted with from 1 to 4 R<sup>5</sup>;

B is a phenyl ring substituted with from 1 to 4 R<sup>6</sup>;

W is C=O;

R<sup>1</sup> and R<sup>2</sup> are each independently H; or C<sub>1</sub>-C<sub>6</sub> alkyl, C<sub>2</sub>-C<sub>6</sub> alkenyl, C<sub>2</sub>-C<sub>6</sub> alkynyl or C<sub>3</sub>-C<sub>6</sub> cycloalkyl, each optionally substituted with one or more substituents selected from the group consisting of halogen, CN, NO<sub>2</sub>, hydroxy, C<sub>1</sub>-C<sub>4</sub> alkoxy, C<sub>1</sub>-C<sub>4</sub> alkylthio, C<sub>1</sub>-C<sub>4</sub> alkylsulfinyl, C<sub>1</sub>-C<sub>4</sub> alkylsulfonyl, C<sub>2</sub>-C<sub>4</sub> alkoxycarbonyl, C<sub>1</sub>-C<sub>4</sub> alkylamino, C<sub>2</sub>-C<sub>8</sub> dialkylamino and C<sub>3</sub>-C<sub>6</sub> cycloalkylamino;

R<sup>3</sup> is H; and

each R<sup>5</sup> and R<sup>6</sup> is independently C<sub>1</sub>-C<sub>6</sub> alkyl, C<sub>2</sub>-C<sub>6</sub> alkenyl, C<sub>2</sub>-C<sub>6</sub> alkynyl, C<sub>3</sub>-C<sub>6</sub> cycloalkyl, C<sub>1</sub>-C<sub>6</sub> haloalkyl, C<sub>2</sub>-C<sub>6</sub> haloalkenyl, C<sub>2</sub>-C<sub>6</sub> haloalkynyl, C<sub>3</sub>-C<sub>6</sub> halocycloalkyl, halogen, CN, CO<sub>2</sub>H, CONH<sub>2</sub>, NO<sub>2</sub>, hydroxy, C<sub>1</sub>-C<sub>4</sub> alkoxy, C<sub>1</sub>-C<sub>4</sub> haloalkoxy, C<sub>1</sub>-C<sub>4</sub> alkylthio, C<sub>1</sub>-C<sub>4</sub> alkylsulfinyl, C<sub>1</sub>-C<sub>4</sub> alkylsulfonyl, C<sub>1</sub>-C<sub>4</sub> haloalkylthio, C<sub>1</sub>-C<sub>4</sub> haloalkylsulfinyl, C<sub>1</sub>-C<sub>4</sub> haloalkylsulfonyl, C<sub>1</sub>-C<sub>4</sub> alkylamino, C<sub>2</sub>-C<sub>8</sub> dialkylamino, C<sub>3</sub>-C<sub>6</sub> cycloalkylamino, C<sub>2</sub>-C<sub>6</sub> alkylcarbonyl, C<sub>2</sub>-C<sub>6</sub> alkoxycarbonyl, C<sub>2</sub>-C<sub>6</sub> alkylaminocarbonyl, C<sub>3</sub>-C<sub>8</sub> dialkylaminocarbonyl or C<sub>3</sub>-C<sub>6</sub> trialkylsilyl; or

each R<sup>5</sup> and R<sup>6</sup> is independently a phenyl, a benzyl, a phenoxy, a 5- or 6-membered heteroaromatic ring or a 5- or 6-membered nonaromatic heterocyclic ring, each ring optionally substituted with from one to three substituents independently selected from R<sup>7</sup>; or

two R<sup>6</sup> attached to contiguous carbon atoms are taken together with said carbon atoms to form a fused phenyl ring, a fused 5- or 6-membered nonaromatic carbocyclic ring, a fused 5- or 6-membered heteroaromatic ring or a fused 5- or 6-membered nonaromatic heterocyclic ring, each fused ring optionally substituted with from one to three substituents independently selected from R<sup>7</sup>;

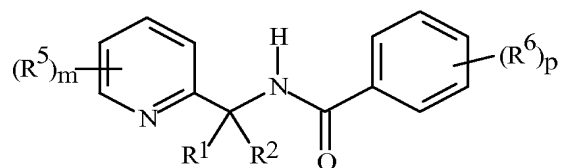
each R<sup>7</sup> is independently C<sub>1</sub>-C<sub>4</sub> alkyl, C<sub>2</sub>-C<sub>4</sub> alkenyl, C<sub>2</sub>-C<sub>4</sub> alkynyl, C<sub>3</sub>-C<sub>6</sub> cycloalkyl, C<sub>1</sub>-C<sub>4</sub> haloalkyl, C<sub>2</sub>-C<sub>4</sub> haloalkenyl, C<sub>2</sub>-C<sub>4</sub> haloalkynyl, C<sub>3</sub>-C<sub>6</sub> halocycloalkyl, halogen, CN, NO<sub>2</sub>, C<sub>1</sub>-C<sub>4</sub> alkoxy, C<sub>1</sub>-C<sub>4</sub> haloalkoxy, C<sub>1</sub>-C<sub>4</sub> alkylthio, C<sub>1</sub>-C<sub>4</sub> alkylsulfinyl, C<sub>1</sub>-C<sub>4</sub> alkylsulfonyl, C<sub>1</sub>-C<sub>4</sub> alkylamino, C<sub>2</sub>-C<sub>8</sub> dialkylamino, C<sub>3</sub>-C<sub>6</sub> cycloalkylamino, C<sub>3</sub>-C<sub>6</sub> (alkyl)cycloalkylamino, C<sub>2</sub>-C<sub>4</sub> alkylcarbonyl, C<sub>2</sub>-C<sub>6</sub> alkoxycarbonyl, C<sub>2</sub>-C<sub>6</sub> alkylaminocarbonyl, C<sub>3</sub>-C<sub>8</sub> dialkylaminocarbonyl or C<sub>3</sub>-C<sub>6</sub> trialkylsilyl.

3. (Canceled)

4. (Original) A composition of Claim 2 wherein component (b) is a compound selected from (b2).
5. (Original) A composition of Claim 4 wherein component (b) is famoxadone.
6. (Previously presented) The composition of Claim 1 wherein component (b) comprises at least one compound selected from (b2) and at least one compound selected from (b1), (b3), (b4), (b5), (b6), (b7), (b8) or (b9).
7. (Original) The composition of Claim 6 wherein component (b) comprises at least one compound selected from (b2) and at least one compound selected from (b1), (b3), (b6), (b7), (b8) or (b9); wherein the overall weight ratio of component (b) to component (a) is from 30:1 to 1:30; and wherein the weight ratio of component (b2) to component (a) is from 10:1 to 1:1.
- 8 (Canceled)
9. (Currently amended) A method for the preventive control of plant disease caused by the pathogen *Phytophthora infestans* in potato plants ~~controlling plant diseases caused by fungal plant pathogens~~ comprising applying to the plant or portion thereof, or to the plant seed or seedling, ~~a fungicidally effective amount of~~ a composition of Claim 4 ~~7~~; wherein component (a) and component (b2) of said composition are applied in amounts effective to provide synergistic control of said pathogen.
10. (Canceled)
11. (Currently amended) The method of Claim 9 wherein component (a) is 2,6-dichloro-*N*-[[3-chloro-5-(trifluoromethyl)-2-pyridinyl]methyl]benzamide and component (b2) is famoxadone; and wherein the weight ratio of famoxadone to 2,6-dichloro-*N*-[[3-chloro-5-(trifluoromethyl)-2-pyridinyl]methyl]benzamide is 50:10 ~~the disease to be controlled is caused by the fungal pathogen *Plasmopara viticola*.~~
- 12 through 16. (Canceled)
17. (Previously presented) The composition of Claim 5 wherein component (a) is 2,6-dichloro-*N*-[[3-chloro-5-(trifluoromethyl)-2-pyridinyl]methyl]benzamide.

18. (Previously presented) A composition for controlling plant diseases caused by fungal plant pathogens comprising:

(a) a compound of the formula



wherein  $(R^5)_m$  is 3-Cl-5- $CF_3$ ,  $R^1$  is H,  $R^2$  is H, and  $(R^6)_p$  is 2,6-di-Cl; and

(b2) at least one compound selected from compounds acting at the  $bc_1$  complex of the fungal mitochondrial respiratory electron transfer site.

19. (Canceled)

20. (Previously presented) The composition of Claim 18 comprising famoxadone or fenamidone.

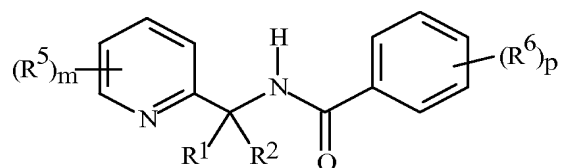
21. (Previously presented) The composition of Claim 20 comprising famoxadone and a compound selected from the group consisting of mancozeb, maneb, propineb, zineb, cymoxanil, metalaxyl, benalaxyl, oxadixyl, 6-iodo-3-propyl-2-propyloxy-4(3*H*)-quinazolinone, 6-chloro-2-propoxy-3-propylthieno[2,3-*d*]pyrimidin-4(3*H*)-one, folpet, captan and fosetyl-aluminum.

22. (Canceled)

23. (Canceled)

24. (Previously presented) A composition for controlling plant diseases caused by fungal plant pathogens comprising a synergistic combination of:

(a) a compound of the formula



wherein  $(R^5)_m$  is 3-Cl-5- $CF_3$ ,  $R^1$  is H,  $R^2$  is H, and  $(R^6)_p$  is 2,6-di-Cl; and

(b2) at least one compound selected from compounds acting at the  $bc_1$  complex of the fungal mitochondrial respiratory electron transfer site.

25. (Previously presented) The composition of Claim 24 comprising famoxadone.

26. (Currently amended) The composition of Claim 24 further comprising at least one compound selected from the group consisting of

~~(b1) alkylenebis(dithiocarbamate) fungicides;~~

~~(b3) cymoxanil;~~

~~(b4) compounds acting at the demethylase enzyme of the sterol biosynthesis pathway;~~

~~(b5) morpholine and piperidine compounds that act on the sterol biosynthesis pathway;~~

~~(b6) phenylamide fungicides;~~

~~(b7) pyrimidinone fungicides;~~

~~(b8) phthalimides; and~~

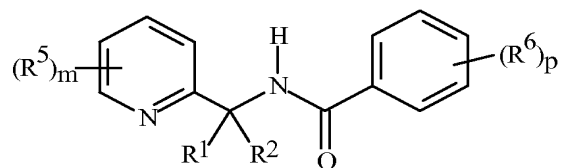
(b9) fosetyl-aluminum wherein the overall weight ratio of components (b2) and (b6) to component (a) is from 30:1 to 1:30; and wherein the weight ratio of component (b2) to component (a) is from 10:1 to 1:1.

27. (Previously presented) A method for controlling plant diseases caused by fungal plant pathogens comprising applying to the plant or portion thereof, or to the plant seed or seedling, a synergistic fungicidally effective amount of a composition of Claim 24.

28. (Previously presented) The method of Claim 27 wherein the composition comprises famoxadone and the disease to be controlled is caused by the fungal pathogen *Phytophthora infestans*.

29. (Currently amended) The composition of Claim 7 wherein said composition is in the form of a formulation containing fungicidal active ingredients for controlling plant diseases caused by fungal plant pathogens and at least one additional component selected from the group

consisting of agriculturally suitable liquid diluents, solid diluents and surfactants; wherein said formulation contains from 0.01 to 99.99 weight percent of said active ingredients; wherein said active ingredients consists essentially of ~~comprising a synergistic combination of~~ (i) a compound of the formula



wherein  $(R^5)_m$  is 3-Cl-5- $CF_3$ ,  $R^1$  is H,  $R^2$  is H, and  $(R^6)_p$  is 2,6-di-Cl; (ii) a compound selected from (b6); and (iii) famoxadone; and wherein the weight ratio of component (i) to component (iii) is 10:50.

30. (Previously presented) The composition of Claim 7 comprising 2,6-dichloro-*N*-[[3-chloro-5-(trifluoromethyl)-2-pyridinyl]methyl]benzamide, famoxadone and metalaxyl.

31. (Currently amended) The composition of Claim 30 wherein the weight ratio of ~~comprising a synergistic combination of~~ is 2,6-dichloro-*N*-[[3-chloro-5-(trifluoromethyl)-2-pyridinyl]methyl]benzamide ~~and~~ to famoxadone is from 1:4.5 to 1:9.